

PREVAILED

Roll Call No. \_\_\_\_\_

FAILED

Ayes \_\_\_\_\_

WITHDRAWN

Noes \_\_\_\_\_

RULED OUT OF ORDER

## HOUSE MOTION \_\_\_\_\_

MR. SPEAKER:

I move that House Bill 1327 be amended to read as follows:

- 1 Delete everything after the enacting clause and insert the following:
- 2 SECTION 1. IC 6-3.5-7-22.5, AS AMENDED BY P.L.224-2003,
- 3 SECTION 258, IS AMENDED TO READ AS FOLLOWS [EFFECTIVE
- 4 JULY 1, 2004]: Sec. 22.5. (a) This section applies to a county having
- 5 a population of more than twenty-seven thousand four hundred
- 6 (27,400) but less than twenty-seven thousand five hundred (27,500).
- 7 (b) In addition to the rates permitted by section 5 of this chapter, the
- 8 county council may impose the county economic development income
- 9 tax at a rate of twenty-five hundredths percent (0.25%) on the adjusted
- 10 gross income of county taxpayers if the county council makes the
- 11 finding and determination set forth in subsection (c).
- 12 (c) In order to impose the county economic development income tax
- 13 as provided in this section, the county council must adopt an ordinance
- 14 finding and determining that revenues from the county economic
- 15 development income tax are needed to pay the costs of
- 16 ~~(+)~~ financing, **constructing, acquiring, renovating, and**
- 17 **equipping the county courthouse** and renovating the former
- 18 county hospital for additional office space, educational facilities,
- 19 nonsecure juvenile facilities, and other county functions, including
- 20 the repayment of bonds issued or leases entered into for
- 21 **constructing, acquiring, renovating, and equipping the county**
- 22 **courthouse and** renovating the former county hospital for
- 23 additional office space, educational facilities, nonsecure juvenile
- 24 facilities, and other county functions.

1       ~~(2) financing constructing, acquiring, renovating, and equipping~~  
 2       ~~buildings for a volunteer fire department (as defined in~~  
 3       ~~IC 36-8-12-2) that provides services in any part of the county;~~  
 4       ~~and~~

5       ~~(3) financing constructing, acquiring, and renovating firefighting~~  
 6       ~~apparatus or other related equipment for a volunteer fire~~  
 7       ~~department (as defined in IC 36-8-12-2) that provides services in~~  
 8       ~~any part of the county.~~

9       ~~The revenues from the county economic development income tax~~  
 10       ~~imposed under this section may not be used to pay the costs of~~  
 11       ~~financing constructing, acquiring, renovating, and equipping the county~~  
 12       ~~courthouse.~~

13       (d) If the county council makes a determination under subsection  
 14       (c), the county council may adopt a tax rate under subsection (b). The  
 15       tax rate may not be imposed at a rate or for a time greater than is  
 16       necessary to pay for the purposes described in this section.

17       (e) The county treasurer shall establish a county option tax revenue  
 18       fund to be used only for the purposes described in this section. County  
 19       economic development income tax revenues derived from the tax rate  
 20       imposed under this section shall be deposited in the county option tax  
 21       revenue fund before making a certified distribution under section 11 of  
 22       this chapter.

23       (f) County economic development income tax revenues derived from  
 24       the tax rate imposed under this section:

- 25       (1) may only be used for the purposes described in this section;
- 26       (2) may not be considered by the department of local government
- 27       finance in determining the county's maximum permissible property
- 28       tax levy limit under IC 6-1.1-18.5; and
- 29       (3) may be pledged to the repayment of bonds issued, or leases
- 30       entered into, for the purposes described in subsection (c).

31       (g) A county described in subsection (a) possesses:

- 32       (1) unique fiscal challenges to finance the operations of county
- 33       government due to the county's ongoing obligation to repay
- 34       amounts received by the county due to an overpayment of the
- 35       county's certified distribution under IC 6-3.5-1.1-9 for a prior
- 36       year; and

- 1           (2) unique capital financing needs related to the purposes
  - 2           described in subsection (c).
- (Reference is to HB 1327 as printed January 23, 2004.)

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Representative Saunders